

AF/IFW



PATENT
Application No. 10/763,776
Filing Date: January 23, 2004
Examiner: Brian P. Mruk
Art Unit: 1751
Attorney Docket No. H 05357 PCT/US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the United States Patent Application of: :
: :
Applicants: Arnd Kessler, et al. :
: :
Application No.: 10/763,776 : Examiner: Brian P. Mruk
: :
Filing Date: January 23, 2004 : Group Art Unit: 1751
: :
Confirmation No.: 7564 :
Title: **MACHINE DISHWASHING DETERGENTS**
CONTAINING SURFACTANTS WITH A LOW DYNAMIC SURFACE TENSION

Certificate of Mailing

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Signature: Georgia Peters

Date of Signing: September 15, 2005

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Commissioner for Patents
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RESPONSE AFTER FINAL REJECTION

I. Introduction

Applicants respond to the final Office Action mailed June 15, 2005, which has a statutory period for response of three months, *i.e.*, until September 15, 2005. Accordingly, this Response, which is being filed on September 15, 2005, with a Certificate of Mailing under 37 C.F.R. § 1.8, is timely.

**II. Applicants' Response to the Rejection of Claims 1–9 and 11–24
Under the Judicially Created Doctrine of Obviousness-Type Double Patenting**

Pending claims 1–19 and 11–24 stand provisionally rejected under the judicially created doctrine of obviousness-type double patenting over copending applications 10/764,232, filed January 23, 2004, and 10/763,086, filed January 22, 2004. Applicants overcome the provisional double patenting rejection by the filing of a terminal disclaimer, which was filed by facsimile, separately, on the date of this response.

III. Authorization To Charge Deposit Account

Should any fees be due for entry of the terminal disclaimer and consideration of this response that have not been accounted for, the Commissioner is authorized to charge them to Deposit Account No. 04-1406.

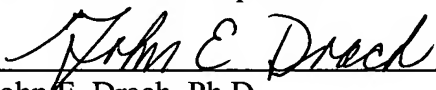
IV. Conclusion

Applicants respectfully submit that with the filing of the terminal disclaimer for copending applications 10/764,232, filed January 23, 2004, and 10/763,086, filed January 22, 2004, pending claims 1-9 and 11-24 are now in condition for allowance. A Notice of Allowance in the next Office Action is therefore requested. The Examiner is requested to telephone the undersigned about any matters that can reasonably be expected to be resolved in a telephone interview and are believed to impede the allowance of the pending claims of United States Patent Application No. 10/763,776.

Respectfully submitted,

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September 15, 2005



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